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Attorney for Defendant

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JORGE VILLANUEVA, DAVID C.
GALLEGOS, FERNANDO BELTRAN and
FRANCISCO J. BOJORQUEZ,

Defendants.

CASE NO.: 2:24-CR-00040-JCM-MDC

STIPULATION TO CONTINUE
MOTION DEADLINE, CALENDAR
CALL, AND TRIAL
(FOURTH REQUEST)

IT IS HEREBY STIPULATED AND AGREED by Defendant FRANCISCO J. BOJORQUEZ, by and through his attorney, JAMES A. ORONoz, of Oronoz & Ericsson LLC, Defendant JORGE VILLANUEVA, by and through his attorney, KEISHA K. MATTHEWS, Defendant DAVID C. GALLEGOS, by and through his attorney, ANDREW WONG, Defendant FERNANDO BELTRAN, by and through his attorney, KAREN A. CONNOLLY, and the UNITED STATES OF AMERICA, by and through JAMES J. GAETA, Assistant United States Attorney, that the motion deadline, Calendar Call currently scheduled for April 30, 2025, at the hour of 1:30 p.m., and the Trial date currently scheduled for May 5, 2025, at the hour of 1:30 p.m., be vacated and continued for at least ninety (90) days past the current setting to a date and time that is convenient to this Honorable Court. The request for a continuance is based upon the following:

1. Trial in this matter is currently set for May 5, 2025, at 1:30 p.m.
2. Defense counsel for Fernando Beltran has spoken to Assistant United States Attorney James J. Gaeta, and the Government has no objection to the continuance.
3. Defense Counsel for Fernando Beltran has spoken to her client, who is not in custody, and

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1 he does not oppose the continuance.

2 4. Defendant Francisco Bojorquez is not in custody and does not object to the requested
 3 extension.

4 5. Defense Counsel for Jorge Villanueva has spoken to her client, who is not in custody, and
 5 he does not oppose the continuance.

6 6. Defense Counsel for David C. Gallegos has spoken to his client, who is in custody, and
 7 he does not oppose the continuance.

8 7. This continuance is not sought for purposes of delay, but to allow the parties to continue
 9 to attempt to resolve the matter, to allow the parties adequate time to file pretrial motions and
 10 prepare for trial, taking into account the exercise of due diligence.

11 8. The additional time requested herein is not sought for purposes of undue delay.

12 9. The additional time requested by this Stipulation is excludable in computing the time
 13 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18,
 14 United States Code § 3161(h)(7)(A), considering the factors under Title 18, United States
 15 Code § 3161(h)(7)(B)(i) and 3161(h)(7)(B)(iv) and Section 3161(h)(1)(D).

16 DATED this 4 day of April, 2025.

17 Respectfully Submitted,

18 /s/ Karen A. Connolly
 KAREN A. CONNOLLY
 19 Counsel for Defendant
 Fernando Beltran

/s/ James J. Gaeta
 JAMES J. GAETA
 Assistant United States Attorney

21 /s/ James A. Oronoz
 JAMES A. ORONoz
 22 Counsel for Defendant
 Francisco J. Bojorquez

/s/ Keisha K. Matthews
 KEISHA K. MATTHEWS
 Counsel for Defendant
 Jorge Villanueva

24 /s/ Andrew Wong
 ANDREW WONG
 25 Counsel for Defendant
 David C. Gallegos

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA
3

4 UNITED STATES OF AMERICA,

5 Plaintiff,

6 vs.

7 JORGE VILLANUEVA, DAVID C.
8 GALLEGOS, FERNADO BELTRAN and
FRANCISCO J. BOJORQUEZ,

9 Defendant.
10

CASE NO.: 2:24-CR-00040-JCM-MDC

FINDINGS OF FACT,
CONCLUSIONS OF LAW AND
ORDER
(FOURTH REQUEST)

11 **FINDINGS OF FACT**

12 Based on the pending Stipulation of counsel, and good cause appearing, therefore, the Court
13 finds:

14 1. Trial in this matter is currently set for May 5, 2025, at 1:30 p.m.

15 2. Defense counsel for Fernando Beltran has spoken to Assistant United States Attorney
16 James J. Gaeta, and the Government has no objection to the continuance.

17 3. Defense Counsel for Fernando Beltran has spoken to her client, who is not in custody, and
18 he does not oppose the continuance.

19 4. Defendant Francisco Bojorquez is not in custody and does not object to the requested
20 extension.

21 5. Defense Counsel for Jorge Villanueva has spoken to her client, who is not in custody, and
22 he does not oppose the continuance.

23 6. Defense Counsel for David C. Gallegos has spoken to his client, who is in custody, and
24 he does not oppose the continuance.

25 7. This continuance is not sought for purposes of delay, but to allow the parties to continue
26 to attempt to resolve the matter, to allow the parties adequate time to file pretrial motions and
27 prepare for trial, taking into account the exercise of due diligence.

28 8. The additional time requested herein is not sought for purposes of undue delay.

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9. The additional time requested by this Stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code § 3161(h)(7)(A), considering the factors under Title 18, United States Code § 3161(h)(7)(B)(i) and 3161(h)(7)(B)(iv) and Section 3161(h)(1)(D).

CONCLUSIONS OF LAW

The ends of justice served by granting said continuance outweigh the best interests of the public and the defense in a speedy trial, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the defendants sufficient time and the opportunity within which to be able to prepare effectively and thoroughly for trial, taking into account the exercise of due diligence.

The continuance sought herein is excludable under the Speedy Trial Act, Title 18, United States Code § 3161(h)(7)(A), considering the factors under Title 18, United States Code § 3161(h)(7)(B)(i) and 3161(h)(7)(B)(iv).

ORDER

IT IS THEREFORE ORDERED that the calendar call currently scheduled for April 30, 2025, at the hour of 1:30 p.m. be vacated and continued to the 6th day of August 2025, at the hour of 1:30 p.m.

IT IS FURTHER ORDERED that the jury trial currently scheduled for May 5, 2025, at the hour of 1:30 p.m. be vacated and continued to the 11th day of August, 2025, at the hour of 9:00 a.m.

IT IS FURTHER ORDERED that the parties shall have up to and including the 18th day of June 2025, to file any and all pre-trial motions and notices of defense.

DATED April 7, 2025.


 UNITED STATES DISTRICT JUDGE